

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

*Defendants.*

CASE NO. 4:13cv171  
Judge Clark/Judge Mazzant

Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the United States Magistrate Judge pursuant to 28 U.S.C. § 636. On May 29, 2013, the report of the Magistrate Judge was entered containing proposed

findings of fact and recommendations that the Motion to Dismiss for Lack of Jurisdiction under Rule 12(b)(1), and Alternatively for Failure to State a Claim Pursuant to Rule 12(b)(6) of Defendants Deutsche Bank National Trust Company, as Trustee for Argent Securities, Inc., Asset-Backed Pass-Through Certificates, Series 2006-W4 and Homeward Residential, Inc., formerly known as American Home Mortgage Servicing, Inc. [Doc. #22] be granted.

Having received the report of the United States Magistrate Judge, and no objections thereto having been timely filed, this court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the Magistrate Judge's report as the findings and conclusions of the court.

It is, therefore, **ORDERED** that the Motion to Dismiss for Lack of Jurisdiction under Rule 12(b)(1) of Defendants Deutsche Bank National Trust Company, as Trustee for Argent Securities, Inc., Asset-Backed Pass-Through Certificates, Series 2006-W4 and Homeward Residential, Inc., formerly known as American Home Mortgage Servicing, Inc. [Doc. #22] is **GRANTED** and the case is **DISMISSED** without prejudice for lack of jurisdiction under Federal Rule of Civil Procedure 12(b)(1).

All relief not previously granted is hereby **DENIED**.

The Clerk is directed to **CLOSE** this civil action.

So **ORDERED** and **SIGNED** this **10** day of **July, 2013**.



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Ron Clark, United States District Judge